

based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the safety of other persons and the community and defendant's appearances as required in this case.

## FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- (1) Defendant and his counsel have stipulated to detention in this case.
- (2) The nature of the drug charges in this case, and the fact that the Grand Jury has returned an indictment on those charges, give rise to a rebuttable presumption of detention. Defendant and his counsel have offered nothing to rebut the presumption.
- (3) Defendant is currently serving a sentence in Idaho, and has five to ten years remaining on his sentence. The issue of release or detention in this case is therefore basically moot.
- (4) Defendant's criminal record reflects a history of warrants and supervision violations.

  It is therefore ORDERED:
- Defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 3, On order of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver the

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defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer. DATED this 7th day of December, 2022 Wited States Magistrate Judge **DETENTION ORDER** 

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